

RUSS, AUGUST & KABAT

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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

RED HAT, INC.,

Plaintiff,

v.

VIRTAMOVE CORP.,

Defendant.

Case No. 5:24-cv-04740-PCP

**[PROPOSED] ORDER DENYING  
PLAINTIFF RED HAT'S  
ADMINISTRATIVE MOTION FOR  
LEAVE TO FILE A SUR-REPLY IN  
SUPPORT OF OPPOSITION TO  
MOTION TO DISMISS**

Jury Trial Demanded

Judge Hon. P. Casey Pitts  
Location: Courtroom 8, 4th Floor

1 Having considered Plaintiff Red Hat's Administrative Motion for Leave to File a Sur-  
2 Reply to Plaintiff Red Hat's Reply in Support of its Opposition to Motion to Dismiss, the Court  
3 DENIES the motion. The proposed sur-reply that Red Hat submitted as Exhibit A to the Motion  
4 shall not be considered in connection with VirtaMove's motion to dismiss.

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6 **IT IS SO ORDERED.**

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8 Dated: \_\_\_\_\_, 2024

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11 Hon. P. Casey Pitts  
12 United States District Judge  
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